

REPRODUCTION OF PERTINENT PARTS OF CAPTURED DOCUMENTS

EXHIBIT H

DOCUMENT No. : 80107
AUTHOR OR OWNER : Mal Gen ADTSU
UNIT : 41 Infantry Group
CAPTURED AT : Danmap, Aitape Area
DATE OF CAPTURE : 31 December 1944
RECEIVED ATIS AE : 7 January 1945
RECEIVED ATIS, SWPA : 25 January 1945
TRANSLATED BY : 2d Lt BRAMLAGE, Donald L., AUS
TRANSLATION CHECKED BY : 1st Lt KADANI, Tsuneo G., AUS
PHOTOGRAPHED ON : 25 April 1945

/s/ Sidney F. Mashbir
Sidney F. Mashbir
Colonel, S.C.
Co-Ordinator

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There have been a great number of illegal acts recently within the jurisdiction of this detachment especially murder, robbery and also cases aiming at the acquisition of human flesh, which seriously affect the morale of the troops. We have frequently given instructions concerning their prevention and exposure, and as they are inexcusable from the standpoint not only of military discipline, but also of humanity, our detachment is determined to completely eradicate such cases.

Furthermore, as many of these serious crimes arise from inadequate moral education, you will kindly give instruction to all ranks in the general criminal code, as set forth in the attached sheet, and the military criminal code, especially special Army orders, make them exercise self-discipline as members of the Imperial Army, and prevent these types of crime, or else quickly expose and deal with them.

Part II Common Criminal Code

1. The crime of murder.

Anyone who commits murder shall be sentenced to death or given penal servitude for life or for a term.

Part III Special Army Laws

1. For murder according to the common criminal code, those sentenced to death in the Army fall within the following categories: -

- (1) Commission against one's superior officers or sentries.
- (2) Commission with intent of robbery.
- (3) Commission with intent to acquire human flesh.

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2. Although it is not prescribed in the criminal code, those who eat human flesh (except that of the enemy) knowing it to be so, shall be sentenced to death as the worst kind of criminal against mankind.

SECRET

ALLIED TRANSLATOR AND INTERPRETER SECTION
SOUTHWEST PACIFIC AREA
RESEARCH REPORT

SUBJECT: JAPANESE VIOLATIONS OF THE
LAWS OF WAR

I.G. No. 6950
6951
B.I.D. No. 3134

DATE OF ISSUE 23 June 1945

No. 72 (Suppl 2)

SUMMARY:

SUPPLEMENT NUMBER 2 to COMPILATION PREPARED FOR,
AND SUBMITTED UNDER OATH TO "COMMISSION REGARD-
ING BREACHES OF THE RULES OF WARFARE BY THE
JAPANESE FORCES" (COMMONWEALTH OF AUSTRALIA),
12 MARCH 1944.

1. This report supplements ATIS Research Report No. 72
(previously ATIS Information Bulletin No. 10), and Suppl
1, and comprises a further record of violations of the
laws of war noted in documents on file at ATIS, GHQ.
It contains information which has become available
from 12 October 1944 to 28 March 1945.

2. Photolithographic copies of pertinent sections
of such original documents as are available with
relevant identifying data are reproduced as appendices
to this report.

3. It has not been possible in all cases to establish
definitely the existence of a violation of the laws of
war, but where data indicates the probability of such
a violation the incident has been included.

4. Report adduces evidence of one hundred and ninety-
four executions in South West Pacific Area; burning of
guerrillas in the Philippine Islands; the destruction
of property; official Japanese admission of
cannibalism; ill-treatment of prisoners of war.

GC/CHR/mf

Distribution H

/s/ Signey F. Mashbir
Sidney F. Mashbir
Colonel, S.C.
Co-Ordinator

SOURCES: Captured Documents.
Statements by Prisoners of War.
Intelligence Reports.

(INFORMATION SHOULD BE ASSESSED ACCORDINGLY)